IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 16TH NOVEMBER 2006 / 25TH KARTHIKA 1928

WP(C).No. 30261 of 2006(C)

PETITIONER:

P.K. KRISHNANKUTTY,
INSPECTOR (RETD) ON 31-12-2004, K.S.R.T.C.,
KOZHIKODE, SWATHI HOUSE, NANMUNDA, KOZHIKODE.

BY ADV. SRI.P.P.SOMAN NAIR

RESPONDENTS:
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1. KERALA STATE ROAD TRANSPORT CORPORATION,
REPRESENTED BY ITS MANAGING DIRECTOR,
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM.

2. THE FINANCIAL ADVISOR AND
CHIEF ACCOUNTS OFFICER, KERALA STAE ROAD TRANSPORT
CORPORATION, TRANSPORT BHAVAN, FORT,
THIRUVANANTHAPURAM.

3. THE ASSISTANT ACCOUNTS OFFICER (PENSION)
KERALA STATE ROAD TRANSPORT CORPORATION,
TRANSPORT BHAVAN, FORT, THIRUVANANTHAPURAM.

4. DISTRICT TRANSPORT OFFICER,
KERALA STATE ROAD TRANSPORT CORPORATION,KOZHIKODE.

BY SR.GOVERNMENT PLEADER SRI.MATHEW G.VADAKKEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/11/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C.KURIAKOSE,J.

W.P.(C) NO.30261 OF 2006

Dated this the 16th day of November, 2006

J U D G M E N T

Petitioner who retired from KSRTC on 31/12/2004 seeks out of turn release of his retiral benefits.

Sri.K.Prabhakaran, standing counsel takes notice on behalf of respondents and submits that granting the relief will amount to violating the guidelines which have been formulated on the basis of the judgment of this court in WA No.289/01. Counsel for the petitioner at this juncture referred to a judgment of this court in WA No. 1775/04.

Having regard to the rival submissions and the principles emerging from the judgment in WA No.1775/04, this writ petition will stand allowed to the following extent:

The respondents are directed to release the amounts due to the petitioner on account of CVP at their earliest and at any rate, before 15.12.2006 so that the petitioner can conduct the marriage of his daughter which is seen scheduled for 27.12.2006 as per Exhibits P2 and P3.

PIUS C.KURIAKOSE, JUDGE

Rp